## **ENTERED**

May 11, 2018
David J. Bradley, Clerk

## UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION

LIONEL FRANKLIN,	§
TDCJ #01943237,	§
	§
Petitioner,	§
VS.	§ CIVIL ACTION NO. 3:17-0009
	§ CIVIL ACTION NO. 3:18-0083
	§
LORI DAVIS,	§
	§
Respondent.	§
Respondent.	§

## **ORDER TO CONSOLIDATE**

Petitioner Lionel Franklin, Jr., is an inmate in the Texas Department of Criminal Justice–Correctional Institutions Division. In Civil Action No. 3:17-0009, Franklin seeks federal habeas relief from a 2014 drug conviction in state court. The Court has stayed and administratively closed Civil Action No. 3:17-0009 while Franklin exhausts his state court remedies (Dkt. 21). On March 14, 2018, while Civil Action No. 3:17-0009 was stayed, Franklin submitted another petition for habeas relief in this Court, challenging the same 2014 conviction. The Clerk opened a new habeas case, Civil Action No. 3:18-0083.

The Court **ORDERS** that Civil Action No. 3:18-0083 is to be **CONSOLIDATED** with Civil Action No. 3:17-0009. After the consolidation, Civil Action No. 3:18-0083 is

On May 4, 2017, while Civil Action No. 3:17-0009 was pending, Franklin filed a habeas petition that was docketed as Civil Action No. 3:17-0148. The Court consolidated Civil Action No. 3:17-0148 with Civil Action No. 3:17-0009, and administratively closed Civil Action No. 3:17-0148 (Dkt. 9).

to be administratively **CLOSED**, with all future filings docketed in Civil Action No. 3:17-0009.

The Clerk will provide a copy of this order to the parties.

SIGNED at Galveston, Texas, this 11th day of May, 2018.

George C. Hanks Jr.

United States District Judge